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Page 1 of 2

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/809,740	03/24/2004	Susumu Tsuruta	16869P-111000US

20350
TOWNSEND AND TOWNSEND AND CREW, LLP
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111-3834

CONFIRMATION NO. 8162
FORMALITIES LETTER



OC000000012935697

Date Mailed: 06/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

08/17/2004 FFANAI2 00000059 201430 10809740

01 FC:1051 130.00 DA

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/809,740
		Filing Date	March 24, 2004
		First Named Inventor	Tsuruta, Susumu
		Art Unit	
		Examiner Name	
Total Number of Pages in This Submission		Attorney Docket Number	16869P-111000US

ENCLOSURES <i>(Check all that apply)</i>				
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Declaration/Power of Attorney 2. Copy of Notice 3. Supplemental ADS 4. Assignment Papers 5. Return Postcard	Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. Pursuant to the Notice to File Missing Parts of Nonprovisional Application, dated June 14, 2004, the enclosures listed on this sheet are to be made of record in the above-identified case.	
				<input type="checkbox"/>

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	Townsend and Townsend and Crew LLP Robert C. Colwell		
Signature			
Date	8/11/04		
Reg. No. 27,431			

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Roger Hyton		
Signature		Date	8/11/04

O I P E
AUG 16 2004
JC93
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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 170)

Complete if Known	
Application Number	10/809,740
Filing Date	March 24, 2004
First Named Inventor	Tsuruta, Susumu
Examiner Name	
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Attorney Docket No.	16869P-111000US

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																																																																																																																																																																																																																																											
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ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Small Entity</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td></td><td>1051</td><td>130</td><td></td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td>130</td></tr> <tr><td></td><td>1052</td><td>50</td><td></td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td></td><td>1053</td><td>130</td><td></td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td></td><td>1812</td><td>2,520</td><td></td><td>1812</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td></td><td>1804</td><td>920*</td><td></td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td></td><td>1805</td><td>1,840*</td><td></td><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td></td><td>1251</td><td>110</td><td></td><td>2251</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td></td><td>1252</td><td>420</td><td></td><td>2252</td><td>210</td><td>Extension for reply within second month</td><td></td></tr> <tr><td></td><td>1253</td><td>950</td><td></td><td>2253</td><td>475</td><td>Extension for reply within third month</td><td></td></tr> <tr><td></td><td>1254</td><td>1,480</td><td></td><td>2254</td><td>740</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td></td><td>1255</td><td>2,010</td><td></td><td>2255</td><td>1,005</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td></td><td>1401</td><td>330</td><td></td><td>2401</td><td>165</td><td>Notice of Appeal</td><td></td></tr> <tr><td></td><td>1402</td><td>330</td><td></td><td>2402</td><td>165</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td></td><td>1403</td><td>290</td><td></td><td>2403</td><td>145</td><td>Request for oral hearing</td><td></td></tr> <tr><td></td><td>1451</td><td>1,510</td><td></td><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td></td><td>1452</td><td>110</td><td></td><td>2452</td><td>55</td><td>Petition to revive – unavoidable</td><td></td></tr> <tr><td></td><td>1453</td><td>1,330</td><td></td><td>2453</td><td>665</td><td>Petition to revive – unintentional</td><td></td></tr> <tr><td></td><td>1501</td><td>1,330</td><td></td><td>2501</td><td>665</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td></td><td>1502</td><td>480</td><td></td><td>2502</td><td>240</td><td>Design issue fee</td><td></td></tr> <tr><td></td><td>1503</td><td>640</td><td></td><td>2503</td><td>320</td><td>Plant issue fee</td><td></td></tr> <tr><td></td><td>1460</td><td>130</td><td></td><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td></td><td>1807</td><td>50</td><td></td><td>1807</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td></td><td>1806</td><td>180</td><td></td><td>1806</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td></td><td>8021</td><td>40</td><td></td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td>40</td></tr> <tr><td></td><td>1809</td><td>770</td><td></td><td>2809</td><td>385</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td></td><td>1810</td><td>770</td><td></td><td>2810</td><td>385</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td></td><td>1801</td><td>770</td><td></td><td>2801</td><td>385</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td></td><td>1802</td><td>900</td><td></td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr> <tr> <td colspan="8">Other fee (specify) _____</td> </tr> <tr> <td colspan="6">*Reduced by Basic Filing Fee Paid</td> <td colspan="2">SUBTOTAL (3) (\$170)</td> </tr> </tbody> </table>				Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid		1051	130		2051	65	Surcharge - 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